



DANIEL HARRIGAN, MAYOR

CITY OF AKRON, OHIO

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Council Agenda for July 18, 2022 **DRAFT**

Regular Meeting held on July 11, 2022. All members were present. Minutes of the previous meeting approved (Neal abstained).

CONSENT AGENDA

- 1 ORDINANCE approving the transfer of City-owned property pursuant to the City's Mow to Own Program in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. (Planning & Economic Development)
- 2 ORDINANCE authorizing the Purchasing Agent to enter into an agreement or agreements for the purchase of the construction of the Airport FBO Hanger Roof Replacement project; and declaring an emergency. (Public Service)
- 3 ORDINANCE authorizing the Director of Public Service to enter into a contract or contracts, after publicly advertising for bids, for construction of the Riverside Sewer Separation (Rack 34) project; and declaring an emergency. (Public Service)
- 4 ORDINANCE authorizing the Mayor or his designee to enter into a Sponsorship Agreement with the Clermont Soil and Water Conservation District for the Lower East Fork Stream Restoration and Stabilization Project; and declaring an emergency. (Public Service)

- 5 ORDINANCE authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for construction of the Lower Northside Interceptor Lining project; and declaring an emergency. (Public Service)
- 6 ORDINANCE authorizing the Mayor, or his designee, to apply for a Water Pollution Control Loan Fund (WPCLF) bond, sign all documents for and enter into WPCLF agreements with the Ohio EPA and OWDA for the construction of the Lower Northside Lining project; and declaring an emergency. (Public Service)
- 7 ORDINANCE authorizing the Director of Public Service to enter into a contract or contracts, after publicly advertising for bids, for construction of Sanitary Sewer Reconstruction 2021 Small Diameter Lining; and declaring an emergency. (Public Service)
- 8 ORDINANCE authorizing the Mayor, or his designee, to apply for a Water Pollution Control Loan Fund (WPCLF) bond, sign all documents for and enter into WPCLF agreements with the Ohio EPA and OWDA for the construction of the Sanitary Sewer Reconstruction 2021 Small Diameter Lining project; and declaring an emergency. (Public Service)
- 9 ORDINANCE authorizing the Director of Public Service or his designee, after publicly advertising for bids, to provide services to scan water service cards to import into OnBase and GIS; and declaring an emergency. (Public Service)
- 10 ORDINANCE authorizing the Mayor or his designee to apply, accept, and expend funding from the FY 2022 OCJS Law Enforcement Recruitment Program from the Ohio Department of Public Safety for hiring research; and declaring an emergency. (Public Safety)
- 11 ORDINANCE authorizing the Mayor or his designee to apply, accept, and expend funding from the FY 2022 OCJS Law Enforcement Recruitment Program from the Ohio Department of Public Safety for a test preparation program; and declaring an emergency. (Public Safety)

RULES (M. Freeman, Chair)

TIME:

- 1 ORDINANCE amending and/or supplementing Title 3 “Administration,” Chapter 30 “Mayor and Council,” Section 30.11 “Limits on Noncash Monetary and In-Kind Contributions and Loans” and Section 30.12 “Limits on Cash Contributions” to increase the contribution limits for mayoral and council candidates; and declaring an emergency. (Public Hearing was held June 27, 2022)

BUDGET & FINANCE (M. Freeman, Chair)

NO ITEMS

PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)

UP FOR PUBLIC HEARING JULY 18, 2022:

- 1 ORDINANCE authorizing a Conditional Use to construct an addition and parking at 560 E. Tallmadge Avenue; and declaring an emergency. (6/27/2022)
- 2 ORDINANCE authorizing a Conditional Use to construct an apartment development at 1793 S. Arlington Street; and declaring an emergency. (6/27/2022)

UP FOR PUBLIC HEARING JULY 25, 2022:

- 3 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 350 Grand Avenue; and declaring an emergency. (6/27/2022)

FIRST READING AND REFERRED:

- 4 ORDINANCE amending and/or supplementing Title 11 “Business Regulations,” Chapter 111 “Regulations Governing Specific Businesses” to enact Article 37 as “Short-term Rentals” to create procedures for the registration, regulation, fees, and enforcement of short-term rentals in the City; and declaring an emergency. (7/11/2022)
- 5 ORDINANCE creating a short-term rental registration tax; amending the City’s tax code to unify all current taxes under one Chapter; and declaring an emergency. (7/11/2022)

REFERRED:

- 6 D-518 Petition of AMERCO Real Estate Co for a Conditional Use to establish a U-Haul self-storage and shop/inspection bay at 1520-1526 Vernon Odom Blvd. (PC-2022-35-CU)
- 7 D-519 Petition of Teonka Pickett for a Conditional Use to establish a Type A daycare home at 2235 Yerrick Circle (PC-2022-37-CU)

TIME:

- 8 ORDINANCE authorizing a Conditional Use to construct a mixed use

development within the White Pond Office Park on the west side of White Pond Drive, south of Frank Boulevard; and declaring an emergency. (6/27/2022) (Public Hearing was held July 11, 2022)

- 9 ORDINANCE accepting the eligibility report for the Amended White Pond Dr. – Frank Blvd. Urban Renewal Area, approving the Amended White Pond Dr. – Frank Blvd. Urban Renewal Area Renewal Plan; and making necessary findings in connection therewith; and declaring an emergency. (6/27/2022) (Public Hearing was held July 11, 2022)
- 10 ORDINANCE authorizing the Mayor or his designee to enter into and execute agreements between the City of Akron, Highland Square Economic Development, LLC, Highland Square Mustard Seed Market, LLC, Highland Square Markets, LLC, Square Deal Market, LLC, and other entities, in order to amend and/or modify the existing transaction that resulted in the development of the existing Mustard Seed Market Grocery Store in Highland Square; and declaring an emergency. (6/27/2022)
- 11 ORDINANCE amending and/or supplementing Title 1, Chapter 11, Sections 11.01 through and including 11.11 of the Code of Ordinances of the City of Akron, Ohio, by subdividing the City into wards in conformity with the 2020 Federal Census and Akron Charter Section 28a to be effective for the municipal primary election to be held on May 2, 2023; repealing existing Sections 11.01 through and including 11.11 of the Code of Ordinances of the City of Akron, Ohio, on the effective date of the new ward boundaries, authorizing the Director of Law to have prepared a more detailed map and/or description of said wards as shown by Exhibit A; and declaring an emergency. (6/6/2022)
- 12 D-498 Petition of Jamison Williams for a Conditional Use to construct an apartment development at 1793 S. Arlington Street. (6/6/2022)
- 13 D-499 Petition of Brooke Moorer for a Conditional Use to establish a type A daycare home at 350 Grand Avenue. (6/6/2022)
- 14 D-500 Petition of Ramon Hernandez for a Conditional Use to establish a short-term rental at 1764 Thornapple Avenue. (6/6/2022)
- 15 D-501 Petition of Triton Property Ventures for a Conditional use to construct a mixed use development (residential and retail); dedication and vacation of streets; and sale of City-owned property within the White Pond Office Park on the west side of White Pond Drive, south of Frank Boulevard. (6/6/2022)

- 16 D-502 Petition of Anthony L. DeVitis for a Conditional Use to construct an addition and parking at 560-580 E. Tallmadge Avenue. (6/6/2022)
- 17 D-482 Petition of Brent Ian Wesley for a Conditional Use to establish a food production / commercial kitchen at 714 Sumner Street. (PC-2022-24-CU) (05-09-2022)
- 18 D-483 Petition of Scott Hernandez for a Conditional Use to construct an oversized accessory structure at 1954 Stockbridge Road. (PC-2022-23-CU) (05-09-2022)
- 19 ORDINANCE amending Title 15 “Land Usage”, Chapter 153, “Zoning Code” to reflect the enactment of the Title 15, Chapter 155 “Sign Code”; and declaring an emergency. (5/2/2022) (Public Hearing was held May 9, 2022)
- 20 ORDINANCE amending The Zoning Map by changing the Single Family Residence Use District (U1, H1, A1) at 112 S. Hawkins Avenue to a Government Use District (UG, H1, A1) Classification; and declaring an emergency. (4/25/2022) (Public Hearing was held May 9, 2022)
- 21 D-455 Rezoning of property at 112 S. Hawkins Avenue from Single Family Residence Use District (U1, H1, A1) to Government Use District (UG, H1, A1) for Fire Station 12 (PC-2022-18-RZ) (04/11/2022).
- 22 D-457 Petition of Greenview Senior Living for a Conditional Use to expand an existing assisted care facility at 327 S. Miller Road (PC-2022-12-CU) (04/11/2022).
- 23 D-458 Petition of Kenmore Construction for a Conditional Use to establish a supply yard; and the vacation of Midway Street, a portion of Ocean Avenue, and a portion of Scenic Way between Annapolis Avenue and Success Road (PC-2022-16-CU&V) (04/11/2022).
- 24 ORDINANCE amending The Zoning Map by changing the Ordinary Industry Use District (U5, H3, A1) and Commercial Use District (U4, H3, A1 and A4) Classifications within the area bounded by E. Mill Street on the north, the existing Retail Business Use District (U3) on the west, the existing University District (UD) and State of Ohio property adjacent to the Metro Regional Transit Authority property on the east and E. Exchange Street on the south, to a Retail Business Use District (U3, H3, A3) Classification; and declaring an emergency. (3/28/2022) (Public Hearing was held April 11, 2022)
- 25 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road; and declaring an emergency.

(12/6/21) (Public Hearing was held January 24, 2022)

- 26 D-371 Petition of Alicia Lee, for a Conditional Use to establish a Type A daycare home at 1363 Diagonal Road. (PC-2021-58-CU) (PC-2021-38-CU) (11/15/21)
- 27 ORDINANCE authorizing a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue; and declaring an emergency. (Public Hearing was held 9/20/2021)
- 28 D-302 Petition of Mayamu Konneh for a Conditional Use to establish a Type A daycare home at 434 Clinton Avenue. (PC-2021-37-CU) (9/13/21)
- 29 ORDINANCE authorizing a Conditional Use to establish and construct an addition to a bed and breakfast at 814 Bloomfield Avenue; and declaring an emergency. (Public Hearing was held 9/13/21)
- 30 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 31 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 32 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)
- 33 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 34 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)
- 35 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
- 36 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
- 37 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north

side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

- 38 D-285 Petition of Louie Berrodin for a Conditional Use to establish a bed and breakfast and construct an addition at 814 Bloomfield Avenue (PC-2021-30-CU) (7/12/21)
- 39 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)

FILED:

- 40 D-503 Petition of Dan Nielsen, dba Kenjoh Outdoor, for a Conditional Use to place an electronic outdoor advertising display (billboard) at 550 Dan Street. (6/6/2022)

PUBLIC SERVICE (T. Mosley, Chair)

NO ITEMS

PUBLIC UTILITIES & GREEN (M. Freeman, Chair)

NO ITEMS

PUBLIC SAFETY (D. Kammer, Chair)

FIRST READING AND REFERRED:

- 1 RESOLUTION urging the Fraternal Order of Police Union Lodge #7 (the "Union"), the City Council, and the City of Akron, to engage in ongoing discussions regarding racial equity as it relates to police practices and use of force incidents within the City of Akron; and declaring an emergency. (7/11/2022)

PARKS & RECREATION (P. Lombardo, Chair)

NO ITEMS

HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)

NO ITEMS

HEALTH & SOCIAL SERVICES (L. Omobien, Chair)

NO ITEMS

FILED

NO ITEMS

ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING

ORDINANCE NO. 182-2022 approving the sale of a City-owned property pursuant to the City's Land Reutilization Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. Vote: 12-0.

RESOLUTION NO. 183-2022 establishing the honorary designation of a section of Covington Road, between Hampshire Road and Chatham Road, as "Hellen Mitten Way;" and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 184-2022 ratifying the actions of the Director of Public Service in contracting with H.M. Miller Construction Co. for the emergency repair of the Quaker Square sewer; authorizing payment therefor; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 185-2022 authorizing the Director of Public Service, or his designee, to apply for, and if awarded, enter into a grant agreement with the Ohio Department of Transportation (ODOT) for the rehabilitation of the Runway End Identifier Lights (REILS) and Taxiways R, R1, and R2 at the Akron Fulton Airport; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 186-2022 ratifying the actions of the Director of Public in contracting with H.M. Miller Construction Co. for the emergency repair of a water main at Highland and Darrow Road; authorizing payment therefor; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 187-2022 authorizing the Director of Public Service or his designee, after publicly advertising for bids, to enter into a contract or contracts for the renovation of the Ed Davis Community Center; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 188-2022 authorizing the Director of Public Service or his

designee, after publicly advertising for bids, to enter into a contract or contracts for the construction of the Perkins Pool and Bathhouse Rehabilitation project; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 189-2022 authorizing a Conditional Use to place an electronic outdoor advertising display at 550 Dan Street; and declaring an emergency. Vote: 12-0.

RESOLUTION NO. 190-2022 expressing sympathy and condolences to the family and friends of Jayland Walker; supporting the rights of citizens to assemble and engage in peaceful demonstrations; urging the community to seek peace and to engage in respectful dialogue; urging the City to designate and observe Wednesday, July 13, 2022, a citywide day of mourning in the City of Akron; condemning acts of violence and destruction; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 191-2022 authorizing an agreement between the Akron Fire Local 330 bargaining unit and the City of Akron regarding employee wage increases and benefit changes through calendar year 2024; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 192-2022 authorizing the Service Director or his designee to file an application for and, if successful, accept the State of Ohio Brownfield Remediation Program Fund for the remediation and demolition of the Firestone 1200 building; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 193-2022 levying special assessments for the improvement of 4th Street between the termini of Maryland Avenue and Kenmore Boulevard by paving; grading; constructing and reconstructing curbs, concrete sidewalks and driveway approaches; installing roof drain pipes; and planting trees; and declaring an emergency. Vote: 12-0.

ORDINANCE NO. 194-2022 declaring the necessity of, determining to proceed with, and levying special assessments for the improvement of property located at 153–165 South Main Street, Parcel No. 6755901, by reconstructing and repairing a vault; all in accordance with a petition submitted by the property owner; and declaring an emergency. Vote: 11-0 (Malik abstained).

ORDINANCE NO. 195-2022 declaring the necessity of, determining to proceed with, and levying special assessments for the improvement of certain streets in the City by constructing, reconstructing and repairing concrete sidewalks, driveway approaches, curbs, retaining walls and installing roof drain pipes; all in accordance with petitions submitted by property owners under the 2020 City-Wide Sidewalk Program; and declaring an emergency. Vote: 12-0.

COMMITTEE MEETINGS
Scheduled for July 18, 2022:

12:00 P.M.	Reimagine Public Safety	2:15 P.M.	Public Safety
1:00 P.M.	Planning & Economic Development	2:30 P.M.	Health & Social Services
1:45 P.M.	Parks & Recreation	2:45 P.M.	Public Utilities & Green
2:00 P.M.	Rules	3:00 P.M.	Budget & Finance
2:00 P.M.	Public Service	Subject to call	Housing & Neighborhood Assistance

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE
MEETING. PLEASE CHECK BACK FOR FINALIZED
AGENDA.**